A4298

BAY AREA
AIR POLLUTION CONTROL DISTRICT
939 Ellis Street
San Francisco, California 94109

INSTITUTE OF GOVERNMENTAL STUDIES LIBRARY
NOV 3 1977
UNIVERSITY OF CALIFORNIA

ADVISORY COUNCIL

SUBCOMMITTEE ON REGULATIONS CONSISTENCY

Monday
September 26, 1977
10:00 A.M.

939 Ellis Street
San Francisco
California 94109

M I N U T E S

COMMITTEE MEMBERS PRESENT: William B. McCormick; Chairperson, Shirley Campbell, Jack C. Oppenheimer, Walter Toney.

COMMITTEE MEMBER ABSENT: Michael Dyett.

BOARD LIAISON MEMBER PRESENT: Stuart Cullen.

STAFF MEMBERS PRESENT: Thomas Bell, Edward McHugh, Cheryl Brown.

- - -

Chairperson McCormick called the meeting to order at 10:20 A.M.

APPROVAL OF MINUTES OF SEPTEMBER 12, AND SEPTEMBER 20, 1977

Mrs. Campbell moved for approval of the Minutes of September 12, 1977; seconded by Mr. Toney; carried. The minutes of September 20, 1977, were not available.

CONTINUED DISCUSSION OF FORMAT FOR REGULATIONS, STARTING WITH REGULATION 7, RULE 3

The Committee discussed Rule 1 - New Plant Performance Standards as follows:

7-1-100 - The Committee agreed to delete.

Added: 7-1-101 - Description This regulation is applicable to all new plants and to all existing plants, upon reconstruction or modification.

7-1-400 - Change to 7-1-300 Standards.

7-1-400A - Change to 7-1-301.

7-1-400B - Change to 7-1-302.

7-1-400C - Change to 7-1-303.

7-1-200 - Change to 7-1-400 Administrative Requirements.

7-1-200 - Change to 7-1-401

7-1-200A - Change to 7-1-401.1.

7-1-200B - Change to 7-1-401.2.

7-1-200C - Change to 7-1-401.3.

7-1-200D - Change to 7-1-401.4.

7-1-200E - Change to 7-1-401.5.

7-1-300D - Change to 7-1-403.

7-1-201 - Change to 7-1-500 Monitoring and Records.

Added: 7-1-501 - Any person subject to this regulation shall:

7-1-201A - Change to 7-1-501.1.

7-1-201B - Change to 7-1-501.2.

7-1-300 - Change to 7-1-502.

7-1-300A - Change to 7-1-502.1.

7-1-300C - Change to 7-1-502.2.

7-1-300E - Change to 7-1-502.3.

7-1-300B - Change to 7-1-600.

RULE 3 - Solid Waste Incinerators

7-3-100 - The Committee agreed to delete the entire paragraph under General, and put under new heading, Description, Section 7-3-101.

Added: 7-3-101 - Description This Rule applies to solid-waste incinerators, the construction, reconstruction or modification of which commenced after August 17, 1971, if more than 45 metric tons (50 short tons). The requirements prescribed in this Rule shall apply on and after the date on which the performance test required to be conducted by Section 7-1-500 is completed.

7-3-100 - Change to 7-3-201.

7-3-111 - Change to 7-3-202.

7-3-200 - Change to 7-3-300.

7-3-300 - Change to 7-3-500 Monitoring and Records.

RULE 4 - Portland Cement Plants.

7-4-100 - Committee agreed to delete entire paragraph under General, and put under new heading Description.

Added: 7-4-101 - Description This Rule applies to the following operations in portland cement plants, the construction, modification or reconstruction of which commenced after August 17, 1971; kiln, clinker cooler, raw mill system, finish mill system, raw mill dryer, raw material storage, clinker storage, finished product storage, conveyor transfer points, bagging and bulk loading and unloading systems. The requirements prescribed in this Rule shall apply on and after the date on which the performance test required to be conducted by Section 7-1-300 is completed.

7-4-110 - Change to 7-4-200.

7-4-110A - Change to 7-4-201.

7-4-200 - Change to 7-4-300 Standards.

Added: 7-4-301 - A person responsible for a plant subject to this Rule shall not cause to be discharged into the atmosphere:

7-4-300 - Change to 7-4-500 Monitoring and Records.

Added: 7-4-501 - The person responsible for any portland cement plant subject to this Rule shall record the daily production rates and kiln fee rates.

RULE 5 - Nitric Acid Plants

7-5-100 - Committee agreed to delete entire paragraph under General, and put under a new heading Description.

Added: 7-5-101 - Description This Rule applies to nitric acid plants, the construction, modification or reconstruction of which commenced after August 17, 1971. The requirements prescribed in this Rule shall apply on and after the date on which the performance test required to be conducted by Section 7-1-500 is completed.

7-5-110 - Change to 7-5-200.

7-5-110A - Change to 7-5-201.

7-5-110B - Change to 7-5-202.

7-5-200 - Change to 7-5-300 Standards; delete paragraph under 7-5-200 and put in 7-5-301.

7-5-400 - To read: Reporting.

Added: 7-5-401 - Any three hour period during which the average of hourly nitrogen oxide emissions as measured by a continuous monitoring system exceed the applicable emission standard shall be reported as required by 7-1-400.

7-5-300 - Change to 7-5-500.

7-5-300A - Change to 7-5-501.

7-5-300B - Change to 7-5-502.

RULE 6 - Sulfuric Acid Plants

7-6-100 - Committee agreed to delete entire paragraph under General, and put under a new heading Description.

Added: 7-6-101 - Description This Rule applies to sulfuric acid plants, the construction, modification or reconstruction of which commenced after August 17, 1971. The requirements prescribed in this Rule shall apply on and after the date on which the performance test required to be conducted by Section 7-1-400 is completed.

7-6-110 - Change to 7-6-200.

7-6-110A - Change to 7-6-201.

7-6-110B - Change to 7-6-202.

7-6-200 - Change to 7-6-300 Standards renumbering paragraphs thereunder to 7-6-301.

7-6-300 - Change to 7-6-500 Monitoring and Records.

7-6-300A - Change to 7-6-501.

7-6-300B - Change to 7-6-502.

7-6-300C - Change to 7-6-401.

RULE 7 - Asphalt Concrete Plants

7-7-100 - Committee agreed to delete the paragraph under General, and put it under a new heading Description.

Added: 7-7-101 - Description This Rule applies to asphalt concrete plants, the construction, modification or reconstruction of which commenced after June 11, 1973. The requirements prescribed in this Rule shall apply on and after the date on which the performance test required to be conducted by Section 7-1-400.

7-7-110 - Change to 7-7-200.

7-7-110A - Change to 7-7-201.

7-7-200 - Change to 7-7-300 Standards, renumbering paragraphs thereunder 7-7-301.

RULE 8 - Petroleum Refineries.

The draft reflected the Committee's suggested new numbering system. Mr. McHugh commented that he did not like the decimal numbering system, preferring to continue the use of letters. Mr. Oppenheimer disagreed, stating that he felt the regulation should be consistent in the use of the decimal system.

Dan Phelan
Fibreboard Corporation

in comments suggested items be indented for clarification and supported the use of the decimal system.

Mr. Oppenheimer requested that Mr. McHugh make the written changes and preserve the numbering system throughout the rest of the regulation.

Mrs. Campbell stated that in some cases it would be more convenient to repeat the main paragraph of a certain section two or three times, and that by doing this, it would eliminate one or two decimal points. She also stated that as a general rule, you should not have to repeat the section numbers after the dash.

The Committee agreed that as a general rule, the numbering system designating regulations will be the number of the regulation first, then the rule, (it will be "0" if there are no rules), and then the section number.

Mr. McHugh stated that he would redo the rest of the regulations in the format decided upon by the Committee, and that the revised ones and the remainder that had not yet been discussed will be taken up at the next meeting.

DISCUSSION OF SEQUENCE OF REGULATIONS

Deferred for discussion until Committee's next meeting.

DISCUSSION OF FORM OF SECTIONS

Deferred for discussion until Committee's next meeting.

OTHER

Mr. McHugh submitted the headings of the redraft of Regulation 3, undated, for review.

The Committee agreed on the following headings and the sections thereunder:

Section 100

General
Exemptions

Section 200

Definitions - Major Direct Source

Section 400

Fees
Permit to Construct (shall first secure written authorization)
Permit to Operate
Persons Affected
Conditions May be Imposed
Transfer
Permit Expiration
Posting of Permit to Operate
Applications
Public Notice and Public Comment on MDS
Public Hearing on MDS
Modification of MDS (if no change, public notice waived)
Action on MDS
Action on Other Applications
Appeals
Denial - Failure to Meet Emission Limitations
Denial - Equipment not in Conformance
Denial - Interference with Attainment
Denial - More than 100 tons/yr.
Issuance - Improvement by Reductions
Issuance - Emission Offset
Suspension
Appeal from Suspension
Revocation
Hearings

Mr. Oppenheimer noted that the format and numbering system for Exemptions, Definitions and General would always remain the same.

- - -

With respect to Regulation 5, Mr. McHugh stated that Rule 2 should be broken down into three or four rules in order to make it easier to handle and more logical in terms of the recodification scheme. The Committee agreed to Mr. McHugh's proposal to divide the Rule into three or four rules.

- - -

TIME AND PLACE OF NEXT MEETING

At the Call of the Chair.

The meeting was adjourned at 12:30 P.M.

Respectfully Submitted,

Cheryl Brown
Acting Minutes Clerk

mg

Digitized by the Internet Archive
in 2026 with funding from
State of California and California State Library

https://archive.org/details/igsl_minutes-baaqmd-adv-council-reg_1977-09-26

A4298

University of California, Berkeley
Institute of Governmental Studies
Library

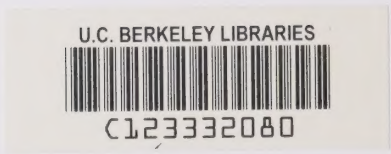
Minutes / Bay Area Air Pollution
Control District, Advisory
Council, Subcommittee on
Regulation Consistency.

Sep 26,
1977

IGSL

INSTITUTE OF GOVERNMENTAL STUDIES LIBRARY
109 PHILOSOPHY HALL
UNIVERSITY OF CALIFORNIA
BERKELEY, CA 94720

A4298
Sep 26, 1977



INSTITUTE OF GOVERNMENTAL STUDIES LIBRARY
109 PHILOSOPHY HALL
UNIVERSITY OF CALIFORNIA
BERKELEY, CA 94720